IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FOURTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

And
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 3495 of 2005

Between:

G.M. Sampath Kumar, S/o Esudas, Assistant Hydrogeologist,
Ground Water Department, Anantapur, Anantapur District.

..... PETITIONER

AND

1 The State of Andhra Pradesh, represented by its Secretary,
Irrigation and Command Area Development Department, Secretariat,
Hyderabad -22.
2 The Director, A.P. Ground Water Department,
B.R.K.R. Office Complex, Tank Bund, Hyderabad-22.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue writ, order or direction more particularly one in the nature of Writ of Certiorari call for the records from A.P.A.T. pertaining to and connected with common order passed by the Honourable A.P.A.T. dt. 4-10-2004 in O.A.No. 8489/1998 and batch and quash the same in so far as the petitioner herein is concerned by declaring it as arbitrary, illegal, unjust, contrary to law, untenable in law and also on acts and also in violation of Articles 14, 21 of the Constitution of India.

Counsel for the Petitioner: MR.P.SRIDHAR RAO

Counsel for the Respondents: GP FOR SERVICES-II.

The Court made the following:

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ORAL ORDER: (per GB.J.)

It is submitted by the learned counsel for the petitioner that similar issues, as that of in this Writ Petition, were decided by this Court in Writ Petition No.25002 of 2004 on 24.1.2005.

2. Recording the above submission and following the ratio in the above Judgment, this Writ Petition is allowed. The order of A.P. Administrative Tribunal in O.A.No.8489 of 2004, dated 4.10.2004, is set aside and the matter is remitted back to the Tribunal for adjudication on merits. The Tribunal shall dispose of the present along with other connected matters. No costs.

(G.BIKSHAPATHY, J.)

4th March, 2005.

(P.S.NARAYANA, J.)

SSR

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Secretary, Irrigation and Command Area Development Department, State of Andhra Pradesh, Secretariat, Hyderabad -22.
2 The Director, A.P. Ground Water Department,
B.R.K.R. Office Complex, Tank Bund, Hyderabad-22.

3 The Registrar, A.P. Administrative Tribunal, Hyderabad.

4 2 CCs to G.P. for Services-II, High Court of A.P. Hyderabad. (OUT)

5 2 CD copies

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